

THURSDAY, FEBRUARY 13, 1986

SIXTY-NINTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Brother John Gary Williams Lavergne Church of Christ, Lavergne, Tennessee.

Representative Hobbs led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present . . . . . 98

Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

Mr. Speaker McWherter relinquished the Chair to Mr. Bivens, Speaker pro tem.

CALENDAR

House Bill No. 1312--To exempt certain items used in printing from sales tax.

Mr. Rhinehart moved that House Bill No. 1312 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	96
Noes . . . . .	0

Representatives voting aye were: Bell, Sewley, Bivens, Bragg, Brewer, Buck, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensey, Gafford, Gaia, Garrett, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter --96.

A motion to reconsider was tabled.

House Bill No. 1319--To regulate funds under control of State Treasurer.

Mr. Rhinehart moved that House Bill No. 1319 be passed on third and final consideration, which prevailed by the following vote:

Mr. Rhinehart moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 1319 by deleting Section 2 of the bill in its entirety and appropriately renumbering the remaining sections of the bill.

AND FURTHER AMEND by adding a new section to be appropriately numbered and to read as follows:

Section \_\_\_\_\_. Tennessee Code Annotated, Section 9-4-107 is amended by deleting from the existing words "financial institution" wherever they appear and substituting instead the words " bank, savings and loan association or savings bank".

On motion, the amendment was adopted.

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Thereupon, House Bill No. 1319, as amended passed its third and final consideration by the following vote:

Ayes . . . . .	97
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 1357--To make certain provisions, retirement.

Mr. Rhinehart moved that House Bill No. 1357 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 1357 by adding the symbol and words ", or licensed as a nurse or physical therapist," between "certificated as a teacher" and "in the public schools" in Section 25.

On motion, the amendment was adopted.

Thereupon House Bill No. 1357, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	99
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery,

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Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--99.

A motion to reconsider was tabled.

House Bill No. 1183--To regulate investment of idle county funds.

Mr. Rhinehart moved that House Bill No. 1183 be passed on third and final consideration.

Mr. Rhinehart moved to amend as follows:

**AMENDMENT NO. 1**

Amend House Bill No. 1183 by deleting Sections 1 and 2 in their entireties and by substituting instead the following sections:

SECTION 1. Tennessee Code Annotated, Section 5-8-301, is amended by deleting it in its entirety, and by substituting instead the following:

Section 5-8-301. In order to provide a safe temporary medium for investment of idle funds, the legislative body of the several counties, acting by resolution duly adopted, may authorize the investment of idle funds in the following:

(1) Bonds, notes, or treasury bills of the United States.

(2) Non-convertible debt securities of the following issuers:

(a) The federal home loan bank.

(b) The federal national mortgage association.

(c) The federal farm credit bank.

(d) The student loan marketing association.

(3) Any other obligations not listed above which are guaranteed as to principal and interest by the United States or any of its agencies.

(4) Certificates of deposit and other evidences of deposit at state and federal chartered banks and savings and loan associations. All investments made

pursuant to this item shall be secured in the manner set forth in Sections 5-8-201 or 9-1-107.

(5) Obligations of the United States or its agencies under a repurchase agreement for a shorter time than the maturity date of the security itself if the market value of the security itself is more than the amount of funds invested; provided, however, that counties may invest in repurchase agreements only if the state director of local finance approves repurchase agreements as an authorized investment and if such investments are made in accordance with procedures established by the State Funding Board.

(6) Money market funds whose portfolios consist of any of the foregoing investments; provided, however, that counties may invest in money market funds only if the state director of local finance approves money market funds as an authorized investment and if such investments are made in accordance with procedures established by the State Funding Board.

(7) The pooled investment fund established by Title 9, Chapter 4, Part 7.

The investments listed in (1)--(4) above and in money market funds may have a maturity of not greater than two (2) years from date of investment; however, such investments may have a maturity of greater than two (2) years from the date of investment if such maturity is approved by the state director of local finance.

The investments authorized by this section are in addition to those authorized in any other general law.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, the amendment was adopted.

Mr. Rhinehart moved to amend as follows:

**AMENDMENT NO. 2**

Amend House Bill No. 1183 in Section 1 the paragraph designated as (5) inserting the following between the words "however," and "that" the following:

"counties which have invested more than fifty percent of their idle funds"

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In Section 1 the paragraph designated as (6) between the words "counties" and "may", inserting the following:

"which have invested more than fifty percent of their idle funds"

In Section 1 the paragraph designated as (7) by deleting the second paragraph and substituting instead the following:

"Counties which have invested more than fifty percent of their idle funds in the investments listed in (1)--(4) above and in money market funds may have a maturity of not greater than two (2) years from date of investment; however, such investments may have a maturity of greater than two (2) years from the date of investment if such maturity is approved by the state director of local finance."

On motion, the amendment was adopted.

Thereupon, House Bill No. 1183, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	99
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--99.

A motion to reconsider was tabled.

House Bill No. 1195--To make certain provisions, generic drugs.

On motion, House Bill No. 1195 was made to conform with Senate Bill No. 1227.

On motion, Senate Bill No. 1227, on same subject, was substituted for House Bill No. 1195.

Mr. Rhinehart moved that Senate Bill No. 1227 be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes . . . . . 97  
Noes . . . . . 0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

House Bill No. 1420--To provide liens, hazardous waste clean-up.

On motion, House Bill No. 1420 was made to conform with Senate Bill No. 1304.

On motion, Senate Bill No. 1304, on same subject, was substituted for House Bill No. 1420.

Mr. Gill moved that Senate Bill No. 1304 be passed on third and final consideration.

Mr. Gill moved to amend as follows:

**AMENDMENT NO. 1**

Amend Senate Bill No. 1304 as amended in the Senate, by adding at the end of Section 1 thereof the following:

AND IS FURTHER AMENDED by adding a new subsection (e) to T.C.A. Section 68-46-209 to read as follows:

(e) A form of notice substantially as follows is sufficient to comply with subsection (a):

**NOTICE OF LIEN UNDER  
HAZARDOUS WASTE MANAGEMENT ACT OF 1983**

Name of titleholder(s) .....  
Property address .....  
Description of property subject to  
possible lien sufficient to identify  
said property .....

Date, signature, and address of the  
commissioner or his authorized  
designee .....

The register of deeds shall note the date and time of filing, and an appropriate registration number, and shall record the notice in the lien book in the office of said register.

AND IS FURTHER AMENDED by adding a new subsection (f) to T.C.A. Section 68-46-209 to read as follows:

(f) The effective date of all prior liens claimed under this Chapter shall be unaffected by this act if a notice is filed in accordance with subsection (a) of this section on or before December 31, 1986, which notice shall set forth, in addition to the information required by subsection (e) hereof, the claimed effective date of the lien if earlier than the date of the filing of the notice. After December 31, 1986, all claimed liens shall be effective as of the date the notice is filed pursuant to subsection (a).

AND FURTHER AMEND by deleting from Section 2 the words "upon becoming a law" and substituting thereof the words "on April 1, 1986".

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1304, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	95
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

House Bill No. 1421--To provide liens, strip mine reclamation.

On motion, House Bill No. 1421 was made to conform with Senate Bill No. 1305.



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On motion, Senate Bill No. 1305, on same subject, was substituted for House Bill No. 1421.

Mr. Gill moved that Senate Bill No. 1305 be passed on third and final consideration.

Mr. Gill moved to amend as follows:

**AMENDMENT NO. 1**

Amend Senate Bill No. 1305, as amended in the Senate, by adding at the end of Section 1 thereof the following:

AND IS FURTHER AMENDED by adding a new subsection (e) to T.C.A. Section 59-8-325 to read as follows:

(e) A form of notice substantially as follows is sufficient to comply with subsection (a):

**NOTICE OF LIEN UNDER  
TENNESSEE COAL SURFACE MINING LAW OF 1980**

Name of titleholder(s) .....  
Property address .....  
Description of property subject to  
possible lien sufficient to identify  
said property .....  
Date, signature, and address of the  
commissioner or his authorized  
designee .....

The register of deeds shall note the date and time of filing, and an appropriate registration number, and shall record the notice in the lien book in the office of said register.

AND IS FURTHER AMENDED by adding a new subsection (f) to T.C.A. Section 59-8-325 to read as follows:

(f) The effective date of all prior liens claimed under this Chapter shall be unaffected by this act if a notice is filed in accordance with subsection (a) of this section on or before December 31, 1986, which notice shall set forth, in addition to the information required by subsection (e) hereof, the claimed effective date of the lien if earlier than the date of the filing of the notice. After December 31, 1986, all claimed liens shall be effective as of the date the notice is filed pursuant to subsection (a).

AND FURTHER AMEND by deleting from Section 2 the words "upon becoming a law" and substituting therefor the words "on April 1, 1986".

On motion, the amendment was adopted.

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Thereupon, House Bill No. 1305, as amended, passed its third and final consideration by the following vote:

Ayes . . . . .	98
Noes . . . . .	1

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

Representative voting no was: Shirley--1.

A motion to reconsider was tabled.

House Bill No. 1525--To make certain provisions, tobacco products.

Mr. Wood moved that House Bill No. 1525 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	99
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--99.

A motion to reconsider was tabled.

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House Bill No. 1341--To provide for meetings, motor vehicle commission.

Mr. Wolfe moved that House Bill No. 1341 be passed third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	98
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--98.

A motion to reconsider was tabled.

Mr. West moved that House Bill No. 681 be placed on the Calendar for Monday, February 17, 1986, which motion prevailed.

House Bill No. 1526--To provide for filing of continuation statements.

Mr. Murray moved that House Bill No. 1526 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes . . . . .	99
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery,

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Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--99.

A motion to reconsider was tabled.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to request the return of Senate Bill No. 1731, for further consideration.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

On motion, Senate Bill No. 1731 was returned to the Senate as requested.

**CONSENT CALENDAR**

House Joint Resolution No. 520--Relative to memory, George Robert Bradshaw, Jr.

House Joint Resolution No. 521--Relative to commending culinary excellence of Peroulas' Quality Foods.

House Bill No. 1200--To add additional members, Civil Service Merit Board, Shelby County.

Senate Joint Resolution No. 228--Relative to memory, Mrs. Bernice Marie Parker Pleasure.

Senate Joint Resolution No. 233--Relative to congratulating Overton CAPA Swingers, Memphis.

Senate Joint Resolution No. 237--Relative to memory Franklin H. "Chick" Brown.

Senate Joint Resolution No. 238--Relative to congratulating Tracy Hayworth.

Senate Joint Resolution No. 239--Relative to congratulating Daren Bonitor Compton.

Senate Joint Resolution No. 240--Relative to honoring Neil S. Cooper.

Senate Joint Resolution No. 241--Relative to congratulating William C. Greer.

Senate Joint Resolution No. 242--Relative to congratulating Ricky Blake.

Mr. Gill moved that all House Bills on the Consent Calendar be passed on third and final consideration, all House Joint Resolutions

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on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes . . . . .	97
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--97.

A motion to reconsider was tabled.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

524--Relative to joint convention, address by Honorable David Nething; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

Senate Joint Resoluton No. 247--Relative to observance, Washington's Birthday.

Mr. Henry moved that Senate Joint Resolution No. 247 be concurred in.

Mr. Henry moved to amend as follows:

**AMENDMENT NO. 1**

Amend Senate Joint Resolution No. 247 by deleting from the resolving clause the word "session" and substituting instead the words "regular legislative session".

AND FURTHER AMEND by adding the following new resolving clause:

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BE IT FURTHER RESLOVED that the Senate and House Representatives meet in Joint Convention pursuant to SJR 222 on Monday, February 17, 1986 at 6:00 p.m. (CST) to hear the State-of-the-State address.

AND FURTHER AMEND by adding the following new resolving clause:

BE IT FURTHER RESOLVED that February 17, 1986 shall not be considered a "legal holiday" for the purpose of excusing legislative employees from their regular working hours on such date.

On motion, the amendment was adopted.

Thereupon, Senate Joint Resolution No. 247, as amended, was concurred in by the following vote:

Ayes . . . . .	95
Noes . . . . .	0

Representatives voting aye were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Covington, Crain, Cross, Curlee, Darnell, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--95.

A motion to reconsider was tabled.

**RULES SUSPENDED**

Representative Gill moved that the rules be suspended in order that Monday's Calendar be moved until Wednesday, and Wednesday Calendar be moved until Thursday, which motion prevailed.

**SECOND ROLL CALL**

A roll call was taken with the following results:

Present . . . . .	99
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Representatives present were: Bell, Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Collier, Copeland, Covington, Crain, Cross, Curlee, Darnell,

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Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, DePriest, Dills, Dixon, Drew, Duer, Ellis, Frensley, Gafford, Gaia, Garrett, Gill, Harrill, Hassell, Hawkins, Henry, Hillis, Hobbs, Hurley, Huskey, Ivy, Jared, Jones, Kent, Kernell, King, Kisber, Lawson, Love, May, McAfee, McCroskey, McNally, Miller, Montgomery, Moody, Moore, Murphy, Murray, Naifeh, Nance, Napier, Patterson, Peroulas, Phillips, Pruitt, Rhinehart, Ridgeway, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Stafford, Stallings, Starnes, Swann, Tankersley, Tanner, Turner (Hamilton), Turner, C. (Shelby), Turner, L. (Shelby), Ussery, Webb, West, Wheeler, Whitson, Williams, Winningham, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter--99.

### **INTRODUCTION OF RESOLUTIONS**

House Joint Resolution No. 522--Relative to congratulating Portland High School marching band--By Wix.

Under the rules, House Joint Resolution No. 522 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 525--Relative to wishing Leslie Little a happy birthday--By Phillips and Bragg.

Under the rules, House Joint Resolution No. 525 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 527--Relative to study, telephone service, hearing impaired--By McCroskey, Yelton, Patterson, DeBerry, Montgomery, Whitson, Robinson (Washington), Starnes and Murphy.

The Speaker referred House Joint Resolution No. 527 to the Committee on General Welfare.

House Joint Resolution No. 528--Relative to congratulating Mt. Juliet Junior High School football team--By Bell.

Under the rules, House Joint Resolution No. 528 was referred to the Committee on Calendar and Rules.

### **INTRODUCTION OF BILLS**

House Bill No. 1975--To amend Charter, Bradford--By Davis (Gibson).

Passed first consideration.

House Bill No. 1976--To amend Charter, Martin--By Tanner.

Passed first consideration.

House Bill No. 1977--To amend Charter, Martin--By Mr. Speaker McWherter and Tanner.

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Passed first consideration.

House Bill No. 1978--To enact Hospital Financial Data Act--By Bragg.

Passed first consideration.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

519--Relative to honoring Waylon Prince; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**ENROLLED BILLS**

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolution No. 519; and find same correctly enrolled and ready for the signatures of the Speakers.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**SIGNED**

The Speaker announced that he had signed the following: House Joint Resolution No. 519.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No. 519; signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution No. 519; for his action.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.



**ENGROSSED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1183 and 1312; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**MR. SPEAKER:** Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, February 19, 1986: House Bills Nos. 1373, 408 and 1143.

GILL, Chairman.

**REPORT OF COMMITTEE ON CALENDAR AND RULES**

**CONSENT CALENDAR**

**MR. SPEAKER:** The officers of your Committee on Calendar and Rules beg leave to report that we have met and set the following bills on the Consent Calendar for Wednesday, February 19, 1986: House Resolution No. 103; and House Joint Resolutions Nos. 528, 522 and 525.

GILL, Chairman.

**ENGROSSED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 1200, 1319, 1341, 1357, 1525 and 1526; and House Joint Resolutions Nos. 520 and 521; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE**

**MR. SPEAKER:** I am directed to return to the House, House Bills Nos.:

1400--To regulate practice of dentistry;

1655--To amend Charter, Tullahoma;

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1656--To amend Charter, Jackson; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 1243, 1245, 1254, 1261, 1264, 1274 and 1278; also, House Joint Resolutions Nos. 482, 489, 490, 493 and 499; all signed by the Speaker.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution No.:

440--Relative to naming the State Revenue Sharing Act; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos.:

225--Relative to release, certain prisoners and detainees;

243--Relative to congratulating Coach Jim Wilson and football team;

244--Relative to honoring Bill Jarnagin;

245--Relative to commending Frank Michael Bailey; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.:

1193--To provide insurance benefits, certain state employees;

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1201--To regulate leave of absence, officers of employee associations;

1234--To provide transition, election, property assessors;

1291--To increase litigation taxes, General Sessions Court, Sumner County;

1326--To authorize slum clearance activities, certain counties;

1383--To display wheel tax stickers, certain motorists;

1403--To regulate alteration, certain serial numbers;

1424--To regulate disposition of revenue, certain municipalities;

1426--To make certain provisions, certain board of directors;

1446--To provide salary supplements, firefighting;

1554--To regulate State Building Commission; all passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bill No.:

1227--To regulate release, certain public records; substituted for Senate Bill on same subject, amended, and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
Chief Clerk.

**REPORT OF CHIEF ENGROSSING CLERK**

MR. SPEAKER:

Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 1243, 1245, 1254, 1261, 1264, 1274 and 1278; and House Joint Resolutions Nos. 482, 489, 490, 493 and 499; for his action.

MARILYN EVELYN HAND,  
Chief Engrossing Clerk.

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**MESSAGE FROM THE GOVERNOR**

**MR. SPEAKER:**

I am directed by the Governor to return herewith: House Joint Resolution No. 519; with his approval.

**WILLIAM H. INMAN,**  
Counsel to the Governor.

On motion of Mr. Naifeh, the House adjourned until 2:00 p.m. Wednesday, February 19, 1986.